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HOUSE BILL 565

**47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005**

INTRODUCED BY

W. Ken Martinez

AN ACT

RELATING TO IGNITION INTERLOCKS; MODIFYING THE DEFINITION OF AN  
IGNITION INTERLOCK DEVICE TO INCLUDE EMERGING TECHNOLOGIES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 66-5-502 NMSA 1978 (being Laws 2003,  
Chapter 239, Section 2) is amended to read:

"66-5-502. DEFINITIONS.--As used in the Ignition  
Interlock Licensing Act:

A. "denied" means having an instructor's permit,  
driver's license or provisional license denied for driving  
while under the influence of intoxicating liquor or drugs,  
pursuant to the provisions of Subsection D of Section 66-5-5  
NMSA 1978;

B. "ignition interlock device" means ~~[a regularly  
calibrated device, approved by the traffic safety bureau, that~~

underscored material = new  
~~[bracketed material] = delete~~

underscored material = new  
[bracketed material] = delete

1 ~~regulates the operation of a motor vehicle by measuring an~~  
2 ~~operator's blood alcohol level before allowing the operator to~~  
3 ~~start the vehicle and that periodically tests the operator's~~  
4 ~~blood alcohol level while he operates the vehicle] a device,~~  
5 approved by the traffic safety bureau, that prevents the  
6 operation of a motor vehicle by an intoxicated or impaired  
7 person;

8 C. "ignition interlock license" means a driver's  
9 license issued to a person by the division that allows that  
10 person to operate a motor vehicle with an ignition interlock  
11 device after that person's instructor's permit, driver's  
12 license or provisional license has been revoked or denied. The  
13 division shall clearly mark an ignition interlock license to  
14 distinguish it from other driver's licenses; and

15 D. "revoked" means having an instructor's permit,  
16 driver's license or provisional license revoked for driving  
17 while under the influence of intoxicating liquor or drugs,  
18 pursuant to the provisions of [~~Sections~~] Section 66-8-102 or  
19 66-8-111 NMSA 1978."